

In re Patent Application of:

**MONK**

Serial No. **10/751,723**

Filed: **01/05/2004**

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#### **REMARKS**

Claims 1 to 25 were previously pending in this application.

Claims 1 has been rejected under 35 U.S.C. § 103(a) as being unpatentable over United States Patent No. 7,039,015 (Vallone) in view of United States Patent No. 6,735,579 (Woodall).

Claims 17 to 20 have been rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter.

Claims 3 to 16 and 21 to 25 have been indicated as reciting subject matter which is allowable over the prior art.

#### **Amendments to Claims**

The claims of the application have been amended to overcome the objections of the Examiner and to better define the invention in light of the prior art. In particular, claim 1 has been cancelled, and claim 17 has been amended to clarify that the computer-readable storage device is selected from the group consisting of a portable computer diskette, a random access memory, a read-only memory, an erasable programmable read-only memory, and a portable compact disc read-only memory, thereby excluding all non-statutory computer readable mediums.

Should any minor informalities need to be addressed, the Examiner is respectfully requested to contact the undersigned attorney at the telephone number listed below.

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Account No. 50-1465 and please credit any excess fees to such deposit account.

Respectfully submitted,

/Matthew A. Pequignot 43851/

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Date: July 29, 2010